

BOOK 0696 PAGE 0200

MEMORANDUM OF OIL AND GAS LEASE

The undersigned Eric M. Hickey, a <sup>MARRIED</sup> single man, DEALING IN HIS SOLE AND SEPERATE <sup>West Virginia Property</sup> of RD2 Box 347 Wheeling, WV 26003 as

Lessor and TriEnergy Holdings, LLC, P.O. Box 89, Sewickley, PA 15143, as Lessee, entered into an Oil and Gas Lease as of the 1 day of February, 2010. Said lease covers all that certain tract of land situate in the District of Sand Hill, in Marshall County, State of West Virginia, bounded and described generally as follows:

On the North by: n/f:

On the East by: n/f:

On the South by: n/f:

On the West by: n/f:

Tax Parcel No: 12-1-43.1, (3.97ac.)

Containing 3.97 acres, more or less, being the same land conveyed by \_\_\_\_\_ and recorded in the records of said county in Book 658, Page 332.

Under the terms of the aforesaid lease, the said property was leased by Lessor to Lessee for a term of Five (5) years from the date thereof and so long thereafter as oil or gas are produced from said land in paying quantities or the lease is otherwise maintained pursuant to the provisions thereof.

Under the terms of said lease, the Lessee has a first option to renew the lease for a further like term, which option must be exercised within sixty (60) days of the expiration of the initial primary term of said lease.

Dated: February 1, 2010

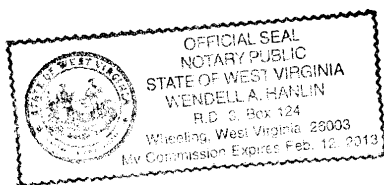
WITNESS:

LESSOR: Eric M. Hickey

Eric M Hickey (SEAL)

LESSOR:

\_\_\_\_\_  
(SEAL)



Wendell Hanlin

Approved by:

Joe Bojafad, President  
TriEnergy Holdings, LLC

State of West Virginia )  
County of Marshall )

SS:

On the 1 day of February in the year 2010, before me, the undersigned, a Notary Public in and for said state, personally appeared Eric M. Hickey, ~~single man~~ <sup>MARRIED MAN</sup> DEALING IN HIS SOLE AND SEPERATE PROPERTIES INT. EMH, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

My Commission Expires:

Wendell Hanlin

State/Commonwealth of: PennsylvaniaCounty of: Allegheny SS:

Before me a Notary Public in and for said county and state personally appeared: Joseph E. Bojalad, the President of TriEnergy Holdings, LLC, the above named corporation, who acknowledged to me that they did execute the foregoing instrument for and on behalf of said corporation, pursuant to authority so to do of said corporation and that the same is the free act and deed of said corporation and of themselves as such officers, for the uses and purposes therein set forth.

In Testimony Whereof, I have hereunto set my hand and affixed my official seal at Sewickley, PA this 2<sup>nd</sup> day of March, 2010.

My Commission expires: 9/24/2013

Debra W. Reid  
Notary Public

Jan Pest  
MARSHALL County 09:59:46 AM  
Instrument No 1282766  
Date Recorded 03/12/2010  
Document Type O&G  
Pages Recorded 2  
Book-Page 696-200  
Recording Fee \$5.00  
Additional \$6.00

COMMONWEALTH OF PENNSYLVANIA  
Notarial Seal  
Debra W. Reid, Notary Public  
Sewickley Boro, Allegheny County  
My Commission Expires Sept. 24, 2013  
Member, Pennsylvania Association of Notaries

STATE OF WEST VIRGINIA, MARSHALL COUNTY, SCT.:

I, JAN PEST, Clerk of the County Commission of said County, do hereby certify that the annexed writing, bearing date on the 1st day of February, 2010, was presented for and by me, admitted to record in my office upon the above certificate as to the parties therein named this 12th day of March, 2010 at 9:59 o'clock A.M.

TESTE:

Jan Pest

Clerk.